

24-10045

April 13, 2006

Recommendation notes by C. Bird

OWNERSHIP:

We received an ownership change form from Ron Lechner on March 14, 2005. Included with the form were a legal description and a plat map. He did not send us a copy of his warranty deed. We have sent Mr. Lechner 4 letters requesting either an ownership change or copies of his warranty deed and he still has not responded to the request. So I'm processing the recommendation to the claimant that filed the claim.

October 19, 2004

Ownership Change & Evidence of Priority

February 24, 2005

Ownership Change & Evidence of Priority

March 15, 2005

Requested a copy of his warranty deed.

November 18, 2005

Requested a copy of his warranty deed.

POD AND POU:

Township 5south and range 46 east borders Wyoming so it's not a complete township. It stops at sections 3, 10, 15, 22, 27 and 34. These sections are also short. They don't have an east side in the NE or SE quarters. So Mr. Baugh's claim that the point of diversion and place of use is in the NESE of section 15 is incorrect. It should be in the NWSE, government lot 3 instead. I'm recommended it in the NWSE quarter-quarters. The well and home is located in parcel 12050, or tract 5 of the Freedom town site.

DIVERSION RATE:

The claim was filed for one home and a store that are located in the same structure. Ernie sent Mr. And Mrs. Baugh a letter in 1990 explaining that since the store and the home is the same building that all used would fall under the domestic and the filing fee is \$25.00 and that steps had been initiated to fund the overpayment of \$30.00. Therefore this right is limited to 0.04 cfs and to 13,000-gpd limitations for all uses.

PURPOSE OF USE:

Discussions with Preston Phelps, Caribou Co Assessor, and Mr. Lechner have shed more light on the commercial use claimed. According to Preston when John Baugh purchased the property he remodeled the store into his house. Mr. Lechner also admitted to me that the store is no longer there but would like to keep the commercial purpose incase he decides to build a trailer park in the future.

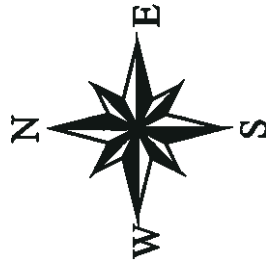
CONCLUSION:

This right is being recommended to John or Tracey Baugh for domestic only with the 13,000 gpd limit.

24-10045



0.1 0 0.1 0.2 Miles



Place of use and
Point of diversion is
located: T5S, R46E
Sec 15 L-3 (NWSE)
Freedom Town site.

- Freedom townsite.shp
- Tract_5_free.shp
- Sections
- GCD805S46E GCD8
- Recommendation POD
- Recommendation POU
- Administrative BasinsAdminbas.shp

2004 Imagery
Prepared by C. Bird
April, 2006

Notes

11-18-05 Sent claimant a letter asking for a copy of his warranty deed. PB

2-2-06 Called claimant re warranty deed. Been sick well send it ASAP. BP

3/30/06 We still haven't received the proper documents to process the ownership change. received and have a conversation with Nick Spencer, attorney, tomorrow so I will ask him about being hooked up to the City. CB

LEGAL Should be T55 R46E Sec 15
NWSE L-3

~~3/31/06 Nick Spencer & Ray Williams let 24-10456 go, the claimants have not brought up the issues of the source or Port~~

3/31/06 Nick Spencer attorney
Forfeiture has to be clear and concise evidence that the forfeiture occurred 5 years prior to the date they filed the claim.

Notes

3-14-05 Reunited ownership change form with insufficient docs.

3-15-05 Letter from Clamont re evidence. BT

3-15-05 " to " " " confirmation BT

3/25/05 Ron Lechner called about the letter dated 3-15-05.

He said he has a holding ^{tank} taking in the back of his house for the domestic and it is currently being used by the neighbor behind him. He is hooked to the Freedom Townsite water but would like to keep this right active. He also said that for the past 2 years the store has not used water but he would like to keep this right because he wants to build a trailer park in the future. As I explained to him, a water right is determined by historical use not future use. and that a trailer park is not a commercial use; he would have to file a transfer to change the use. That this right if recommended he is only about a $\frac{1}{2}$ " garden hose flowing full, it is not enough water for a trailer park.

He needed to provide use with evidence of the historical b.u. of this right.

In reference to his neighbor using this water, I explained a w/r has a specific location of use and it is wasn't designated for his neighbor. CB

Notes

- 10-18-04 County Recorder:
Ronald J. Lechner
214 Hymers Lane
Liberty, ID 83234
- 10-19-04 Letter to claimant re ownership change &
evidence of priority. BP
- 10-26-04 Letter returned. Pauline sent to the
address the P.O. had. gave until 12-1-04
- 2-24-05 sent second request to new address. BP

3-10-05



Visited with
Preston about
this property.
Contractor's est.
is 1914 for
the first Crofts
Market & 1948
for this picture,
second market.
Living quarters

were in the back, until John Baugh remodeled
the store & turned it into a home. Recommend
as domestic only at .04 cfs.
parcel #'s are: 12040, 12050 & 12060. Deed #
is: 168681. PB

3/10/05 Recommend as domestic only. CR
Parcel #12050, has the home on it.

Claim Number: 24-10045

Claim Number: 27-1045

Water Right Priority Date: _____ Water Right Basis: _____

Claimed Priority Date: _____ Claimed Basis: _____

Recommended Priority Date: 3-13-1914 Recommended Basis: bu

 Use Claimed Priority Date and Basis as Recommended Priority Date and Basis

Document the evidence submitted/reviewed for the priority date claimed, include your analysis of the evidence:

This image shows a single sheet of white paper with horizontal blue or grey ruling lines. The lines are evenly spaced and run across the width of the page. There is no handwriting or other markings on the paper.

Reviewer. _____

Date: _____

Priority Date Data Entry Form

1. Should this water use have been included in a later court decree of the water rights from this source? Yes () No (X)
If Yes, go to 2
If No, go to 4
2. Was the owner or the owner's predecessor in interest of the place of use joined in the later decree? Yes () No ()
If Yes, go to 3a
If No, go to 4
- 3a. Is the date the decree was entered after the date a permit is required for the source and the water use? Yes () No ()
If Yes, consult the attorney assigned to the Basin. Go to 3b
If No, go to 4
- 3b. Do the facts support disallowing the claim, or recommending the claim as an enlargement or an expansion? Yes () No ()
If Yes, go to 11
If No, go to 4
4. Is the basis of claim a decree or license? Yes () No (X)
If Yes, go to 5
If No, go to 7
5. Does the decree or license have a Priority Date? Yes () No ()
If Yes, go to 6
If No, Consult the attorney assigned to the Basin, go to 15
6. Did the Claimant claim the decreed or licensed Priority Date? Yes () No ()
If Yes, recommend the Priority Date claimed. If questions 1. and 2. were both answered yes, consult attorney. Go to 15
If No, Obtain an amended claim if necessary. If questions 1. and 2. were both answered yes, consult attorney. Go to 15
7. Is the basis of claim a Permit or Application? Yes () No (X)
If Yes, go to 10e
If No, go to 8
8. Is the basis of claim a posted notice? Yes () No (X)
If Yes, consult the attorney assigned to the Basin, go to 15
If No, go to 9
9. Is the Priority Date claimed after the date a permit is required for the source and the water use? Yes () No (X)
If Yes, go to 11
If No, go to 12
- 10e. Will the license be issued prior to filing the Director's Report? Yes () No ()
If Yes, recommend the Priority Date shown on the license, go to 15
If No, recommend the Priority Date shown on the Permit. All other elements should be recommended as shown on the Permit.
Add Condition Code A01 to the Recommendation, go to 15
11. Is the claim for an expansion or enlargement under 42-1416B or 42-1426? Yes () No ()
If Yes, go to 12
If No, disallow with condition P01.
12. Does the claim file contain sufficient evidence of Priority Date? Yes (X) No ()
If Yes, recommend the date supported by the evidence submitted, go to 15
If No, Request additional evidence of Priority Date, go to 13
13. Has additional evidence of priority date been submitted? Yes () No ()
If Yes, recommend the date supported by the evidence submitted, go to 15
If No, recommend a Priority Date based on available evidence if possible. If some of the claimed water uses can be recommended with the Priority Date supported by the evidence, then do so, go to 14
14. Can any portion of the claim be recommended as a valid water right? Yes () No ()
If Yes, go to 15
If No, disallow with condition P01.
15. Is the basis of claim coded correctly? Yes (X) No ()
If Yes, go to 16
If No, Enter the appropriate basis of claim.
16. Is a Priority Date remark and/or condition required? Yes () No (X)
If Yes, Enter the appropriate basis of claim. Priority Date review is complete.
If No, Priority Date review is complete.

Priority Date

Claim No. 124 - 10045

Point of Diversion and Source Data Entry Form

Claim Number: _____

Water Right Point of Diversion: T____, R____, Sec. _____, _____, _____, County: _____

Source: _____ Tributary: _____

Claimed Point of Diversion: T____, R____, Sec. _____, _____, _____, County: _____

Source: _____ Tributary: _____

Recommended Point of Diversion: T____, R____, Sec. _____, _____, _____, County: _____

Source: _____ Tributary: _____

_____ Use Claimed POD and Source as Recommended POD and Source

Twsp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source
_____	_____	_____	_____	_____	_____	_____
GPS Coordinates: _____						
_____	_____	_____	_____	_____	_____	_____
GPS Coordinates: _____						
_____	_____	_____	_____	_____	_____	_____
GPS Coordinates: _____						
_____	_____	_____	_____	_____	_____	_____
GPS Coordinates: _____						
_____	_____	_____	_____	_____	_____	_____
GPS Coordinates: _____						
_____	_____	_____	_____	_____	_____	_____
GPS Coordinates: _____						

Other rights from this POD? _____

Document how the POD and Source were verified and/or Pump and Motor data:

Transfers Changing POD _____

Reviewer: _____

Date: _____

Point of Diversion and Source Data Entry Form

1. Is the basis of claim a Decree or License?

If Yes, go to 4
If No, go to 2

Yes () No (X)

2. Is the basis of claim a Permit or Application?

If Yes, go to 3
If No, go to 6

Yes () No (X)

3. Has the License been issued?

If Yes, go to 5
If No, recommend the POD as shown on the Permit. Go to 10

Yes () No ()

4. Does the parent right have a POD?

If Yes, go to 5
If No, go to 6

Yes () No ()

5. Can the claimed POD be verified using the water right file?

If Yes, recommend the POD as shown in the water right file. Go to 10
If No, go to 6

Yes () No ()

6. Is there evidence that there has been a change in the POD?

If Yes, go to 7
If No, go to 9

Yes () No (X)

7. Can the change be verified as an accomplished transfer?

If Yes, add condition C03, go to 9
If No, Notify claimant that a transfer is necessary before the claimed POD can be recommended. Go to 8

Yes () No ()

8. Was a transfer filed?

If Yes, recommend the POD as shown on the approved transfer. Go to 10
If No, go to 9

Yes () No ()

9. Does the file contain all of the necessary information to verify the POD?

If Yes, recommend the POD as it existed on 11-19-1987. Describe how the POD was verified. Go to 10
If No, collect the necessary information. Conduct field exam if necessary. Recommend the POD as it existed on 11-19-1987. Go to 10

Yes (X) No ()

10. Is a POD remark and/or condition required?

If Yes, enter the appropriate remark and/or condition. POD review is complete
If No, POD review is complete

Yes () No (X)

Point of Diversion

Claim No A24 - 10045

1. Is the basis of claim a Decree or License?

Yes () No (X)

If Yes, go to 4
If No, go to 2

2. Is the basis of claim a Permit or Application?

Yes () No (X)

If Yes, go to 3
If No, go to 6

3. Has the License been issued?

Yes () No ()

If Yes, go to 5
If No, recommend the Source as shown on the Permit. Go to 11

4. Does the parent right have a Source?

Yes () No ()

If Yes, go to 5
If No, go to 7

5. Can the claimed Source be verified using the water right file?

Yes () No ()

If Yes, recommend the Source as shown in the water right file. Go to 11
If No, go to 7

6. Is the basis of claim a Posted Notice?

Yes () No (X)

If Yes, consult the attorney assigned to the basin. Go to 7
If No, go to 7

7. Is there evidence that there has been a change in the Source?

Yes () No (X)

If Yes, go to 8
If No, go to 10

8. Can the change be verified as an accomplished transfer?

Yes () No ()

If Yes, add condition C02, go to 10
If No, Notify claimant that a transfer is necessary before the claimed Source can be recommended. Go to 9

9. Did the claimant file a transfer?

Yes () No ()

If Yes, recommend the Source as shown in the transfer. Go to 11
If No, go to 10

10. Does the file contain all of the necessary information to verify the Source?

Yes (X) No ()

If Yes, recommend the Source as it existed on 11-19-1987. Go to 11
If No, collect the necessary information. Recommend the Source as it existed on 11-19-1987. Go to 11

11. Is a Source remark and/or condition required?

Yes () No (X)

If Yes, enter the appropriate remark and/or condition. Source review is complete.
If No, Source review is complete.

Source

Claim No. A24 - 10045

Purpose of Use Data Entry Form

Claim Number: _____

_____ Use Claimed Purpose of Use as Recommended Purpose of Use

Water Right Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

Claimed Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

Recommended Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

Document how the Purpose of Use was verified:

Transfers Changing Purpose of Use _____

Reviewer: _____

Date: _____

Purpose of Use Data Entry Form

1. Is the basis of claim a Decree or License?

If Yes, go to 4
If No, go to 2

Yes () No (X)

2. Is the basis of claim a Permit or Application?

If Yes, go to 3
If No, go to 6

Yes () No (X)

3. Has the License been issued?

If Yes, go to 5
If No, recommend the Purpose(s) of Use as shown on the Permit. Go to 13

Yes () No ()

4. Does the parent right have a Purpose of Use?

If Yes, go to 5
If No, go to 6

Yes () No ()

5. Can the claimed Purpose of Use be verified using the water right file?

If Yes, recommend the Purpose(s) of Use that is (are) claimed and shown in the water right file. Go to 13
If No, go to 6

Yes () No ()

6. Is there evidence that there has been a change in the Purpose of Use?

If Yes, go to 7
If No, go to 11

Yes () No (X)

7. Can the change be verified as an accomplished transfer?

If Yes, add condition C04, go to 11
If No, go to 8

Yes () No ()

8. Does the change include an enlargement of the Purpose of Use?

If Yes, describe the evidence that supports that there has been an enlargement in the Purpose of Use. Go to 9
If No, Describe the evidence that supports the change occurred after 11-19-1987. Notify claimant that a transfer is necessary before the claimed Purpose(s) of Use can be recommended. Go to 12

Yes () No ()

9. Was an enlargement claim filed?

If Yes, go to 11
If No, Notify claimant that an enlargement claim is necessary. Go to 10

Yes () No ()

10. Did the claimant file an enlargement claim?

If Yes, go to 11
If No, recommend only the Purpose(s) of Use that existed on the date established as the priority date of this right. Go to 13

Yes () No ()

11. Does the file contain all of the necessary information to verify the Water Use?

If Yes, recommend the Purpose(s) of Use in existence on 11-19-1987. Go to 13
If No, collect the necessary information. Conduct field exam if necessary. Recommend the Purpose(s) of Use in existence on 11-19-1987. Go to 13

Yes (X) No ()

12. Did the claimant file a transfer?

If Yes, recommend the Purpose(s) of Use shown on the approved transfer. Go to 13
If No, recommend only the Purpose(s) of Use in existence on 11-19-1987. Go to 13

Yes () No ()

13. Is a Purpose of Use remark and/or condition required?

If Yes, enter the appropriate remark and/or condition. Purpose of Use review is complete.
If No, purpose of Use review is complete.

Yes () No (X)

Purpose of Use

Claim No. A24 - 10045

Place Of Use Data Entry Form

Claim Number: _____

_____ Use Claimed POU as Recommended POU

Claimed Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use

Total Acres _____

Recommended Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use

Total Acres _____

Document how the POU was verified:

Transfers Changing POU _____

Reviewer: _____

Date: _____

Place Of Use Data Entry Form

1. Is the basis of claim a Decree or License?

If Yes, go to 2a
If No, go to 2b

Yes () No (X)

2a. Is a POU required?

If Yes, go to 5
If No, go to 14

Yes () No ()

2b. Is a POU required?

If Yes, go to 3
If No, go to 14

Yes () No (X)

3. Is the basis of claim a Permit or Application?

If Yes, go to 4
If No, go to 7

Yes () No ()

4. Has the License been issued?

If Yes, go to 6
If No, recommend the POU as shown on the Permit. Go to 14

Yes () No ()

5. Does the parent right have a POU?

If Yes, go to 6
If No, go to 7

Yes () No ()

6. Can the claimed POU be verified using the water right file?

If Yes, recommend the POU as shown in the water right file. Go to 14
If No, go to 7

Yes () No ()

7. Is there evidence that there has been a change in the POU?

If Yes, go to 8
If No, go to 13

Yes () No ()

8. Can the change be verified as an accomplished transfer?

If Yes, add condition C05, go to 13
If No, go to 9

Yes () No ()

9. Does the change include an enlargement of the POU?

If Yes, describe the evidence that supports that there has been an enlargement in the POU. Go to 10
If No, describe the evidence that supports the change occurred after 11-19-1987. Notify claimant that a transfer is necessary before the claimed POU can be recommended. Go to 12

Yes () No ()

10. Was an enlargement claim filed?

If Yes, go to 13
If No, notify claimant that an enlargement claim is necessary. Go to 11

Yes () No ()

11. Did the claimant file an enlargement claim?

If Yes, go to 13
If No, recommend the POU as it existed on of 11-19-1987. The size of the POU is limited to the size that existed on the date established as the priority date of this right. Go to 13

Yes () No ()

12. Was a transfer filed?

If Yes, recommend the POU as shown on the approved transfer. Go to 14
If No, recommend the POU as it existed on of 11-19-1987. The size of the POU is limited to the size that existed on the date established as the priority date of this right. Go to 13

Yes () No ()

13. Does the file contain all of the necessary information to verify the POU?

If Yes, go to 14
If No, collect the necessary information. Conduct field exam if necessary. Go to 14

Yes () No ()

14. Is a POU remark and/or condition required?

If Yes, enter the appropriate remark and/or condition. POU review is complete.
If No, POU review is complete.

Yes () No (X)

Place of Use

Claim No. A24 - 10045

Period of Use and Quantity Data Entry Form

Claim Number: 27-10045☐ Use Claimed Period of Use and Quantity as Recommended Period of Use and Quantity

Water Right Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____

Overall Diversion Volume _____

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____

Overall Diversion Volume _____

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
domestic	01/01	12/31	0.04	

Overall Diversion Rate 0.04

Overall Diversion Volume _____

Document how the Period of Use and/or Diversion Rate were verified:

Reviewer: CBDate: 3/10/05

1. Is the basis of claim a Decree or License? Yes () No (☒)
If Yes, go to 4
If No, go to 2
2. Is the basis of claim a Permit or Application? Yes () No (☒)
If Yes, go to 3
If No, go to 6
3. Has the License been issued? Yes () No ()
If Yes, go to 5
If No, recommend the Period of Use as shown on the Permit. Go to 18
4. Does the parent right have a Period of Use? Yes () No ()
If Yes, go to 5
If No, go to 6
5. Can the claimed Period of Use be verified using the water right file? Yes () No ()
If Yes, go to 14
If No, go to 6
6. Is there evidence that there has been a change in the Period of Use? Yes () No (☒)
If Yes, go to 7
If No, go to 12
7. Does the change include an enlargement in the Period of Use? Yes () No ()
If Yes, go to 9
If No, go to 8
8. Can the change be recommended as an accomplished transfer? Yes () No ()
If Yes, add Condition C10. Describe the evidence that supports the change occurred after 11-19-1987. Go to 12
If No, notify claimant that a transfer is necessary. Go to 11
9. Was an enlargement claim filed? Yes () No ()
If Yes, go to 12
If No, notify claimant that an enlargement claim is necessary. Go to 10
10. Did the claimant file an enlargement claim? Yes () No ()
If Yes, go to 12
If No, recommend the Period of Use as it existed on 11-19-1987, subject to completing the review. Go to 12
11. Was a transfer filed? Yes () No ()
If Yes, go to 14
If No, recommend the Period of Use as it existed on 11-19-1987, subject to completing the review. Go to 12
12. Does the file contain all of the necessary information to verify the Period of Use? Yes (☒) No ()
If Yes, go to 13
If No, collect the necessary information. Conduct field exam if necessary. Go to 13
13. Is the basis of claim a decree, license or a transferred beneficial use right that has had the Period of Use administratively determined? Yes () No (☒)
If Yes, go to 14
If No, go to 15
14. Is irrigation claimed as a purpose of use? Yes () No ()
If Yes, go to 16
If No, recommend the Period of Use of the parent right. Go to 18
15. Is irrigation claimed as a purpose of use? Yes () No (☒)
If Yes, recommend the "standard" Period of Use for the location of the POU. Go to 18
If No, the Period of Use is usually recommended as claimed. Go to 18
16. Is the Period of Use on the decree, license or transfer shorter on either the start date or end date than allowable under current IDWR standards? Yes () No ()
If Yes, go to 17
If No, recommend the Period of Use of the parent right. Go to 18
17. Was the Period of Use shortened by a Transfer to a "standard" Period of Use that is shorter than the current standard Period of Use? Yes () No ()
If Yes, recommend the current standard Period of Use if the Period of Use of the parent right prior to the transfer was not established, equal to, or longer than the current standard. If the Period of Use of the parent right prior to the transfer was shorter than the current standard, recommend the Period of Use of the parent right and add the appropriate shoulder remark. Consult attorney assigned to the Basin if the Period of Use was an element transferred. Go to 18
If No, recommend the Period of Use of the parent right. Add appropriate shoulder remark. Go to 18
18. Is a Period of Use remark and/or condition required? Yes () No (☒)
If Yes, enter the appropriate remark and/or condition. Period of Use review is complete.
If No, Period of Use review is complete.

Period of Use

Claim No. A24 - 10045

1. Is the basis of claim a Decree or License?

If Yes, go to 4
If No, go to 2

Yes () No (X)

2. Is the basis of claim a Permit or Application?

If Yes, go to 3
If No, go to 6

Yes () No (X)

3. Has the License been issued?

If Yes, go to 5
If No, recommend the Quantity shown on the Permit. Go to 11

Yes () No ()

4. Does the parent right have a diversion rate and/or volume?

If Yes, go to 5
If No, go to 7

Yes () No ()

5. Can the claimed diversion rate and/or volume be verified using the water right file?

If Yes, go to 8
If No, go to 7

Yes () No ()

6. Is the basis of claim a posted notice?

If Yes, consult the attorney assigned to the Basin. Go to 7
If No, go to 7

Yes () No (X)

7. Is a flow measurement required?

If Yes, attach all related measurement documents. Describe the flow measurement that was made. Go to 9
If No, describe why a flow measurement is not required. Go to 9

Yes () No (X)

8. Does the parent right have an annual diversion volume limit?

If Yes, go to 10
If No, go to 9

Yes () No ()

9. Is the source Ground Water and does the purpose of use require a diversion volume limit?

If Yes, go to 10
If No, go to 11

Yes (X) No ()

10. Is irrigation a purpose of use?

If Yes, view the map of field irrigation requirements. Show the calculation of the annual diversion volume or describe how the annual diversion volume was determined. Go to 12
If No, recommend an annual diversion volume. Show the calculation of the annual diversion volume or describe how the annual diversion volume was determined. Go to 12

Yes () No (X)

11. Has a diversion volume limit for this water use been established by a decree, license or transfer?

If Yes, recommend an annual diversion volume. Show the calculation of the annual diversion volume or describe how the annual diversion volume was determined. Go to 12
If No, go to 12

Yes () No ()

12. Is a Quantity remark and/or condition required?

If Yes, enter the appropriate remark and/or condition. Quantity review is complete.
If No, quantity review is complete.

Yes (X) No ()

Quantity

Claim No. 134 - 10045

1. Is the basis of claim a Decree, License, Permit, Application or Posted Notice?
Yes () No (X)
If Yes, go to 2
If No, go to 3
2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture?
If Yes, consult the attorney assigned to the Basin. Document the period of time the right or portion of the right was not used. Go to 4
If No, status will be set as Active. Go to 5
Yes () No ()
3. Is the water being used for all of the purposes claimed and to the extent claimed?
If Yes, status will be set as Active. Go to 5
If No, consult the attorney assigned to the Basin. Recommend only the uses found and limit the elements of those uses to the extent of the beneficial use found. Go to 4
Yes (X) No ()
4. Is any portion of the claim being recommended?
If Yes, status will be set as Active. Go to 5
If No, claim will be disallowed. Enter the appropriate condition code. Status will be set as Disallowed. Go to 5
Yes () No ()
5. Does this right have any combined used limits with other rights?
If Yes, go to 6
If No, go to 6
Yes () No (X)
6. Is an additional remark and/or condition required?
If Yes, enter the appropriate remark and/or condition. Go to 7
If No, go to 7
Yes (X) No ()
7. Would you like to view the recommended right?
If Yes, go to 8
If No, the review is incomplete. The recommendation must be viewed to complete the review.
Yes (X) No ()
8. Is this a "split" or "combined" right?
If Yes, go to the Update Pedigree Process in Workflow when the review is complete. Do any necessary data entry. Go to 9
If No, go to 9
Yes () No (X)
9. Do you have documents you would like to attach or link to the file?
If Yes, go to PowerDOCS and profile the documents. Go to 10
If No, go to 10
Yes () No (X)
10. Would you like to set the verification date?
If Yes, the review is complete.
If No, the review is incomplete. The recommendation must be verified to complete the review.
Yes (X) No ()

Summary

Claim No. 24 - 10045

Summary Data Entry Form

Claim No.: _____

Remarks and Conditions (Include Type, Category and Code if applicable):

C 18

N 12 Qty Cond

N 11 Gen Cond

Gen Rem parcel # 12050, domestic. 1 home only.

Split or Combined Right Analysis:

NO

Attached Field Notes or Other Documents:

Claim No.:

A 24-10045.

Reviewer

CB

Date

3/10/05

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
	24-10045				

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s)

John or Tracey Baugh
Box 157, Freedom, WY 83120

4. New Owner/Claimant(s)

Ron or Laura Lechner
Name Connector (Check one): ☐ and, ☒ or, ☐ and/or

New Mailing Address

PO Box 256

City, State and ZIP Code

Freedom, WY 83120

New Telephone Number

(208) 873-9111

5. Date you acquired the property

28 May 2003



EXHIBIT "A"

Caribou County, Idaho:

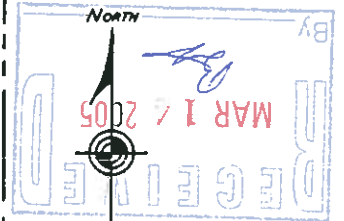
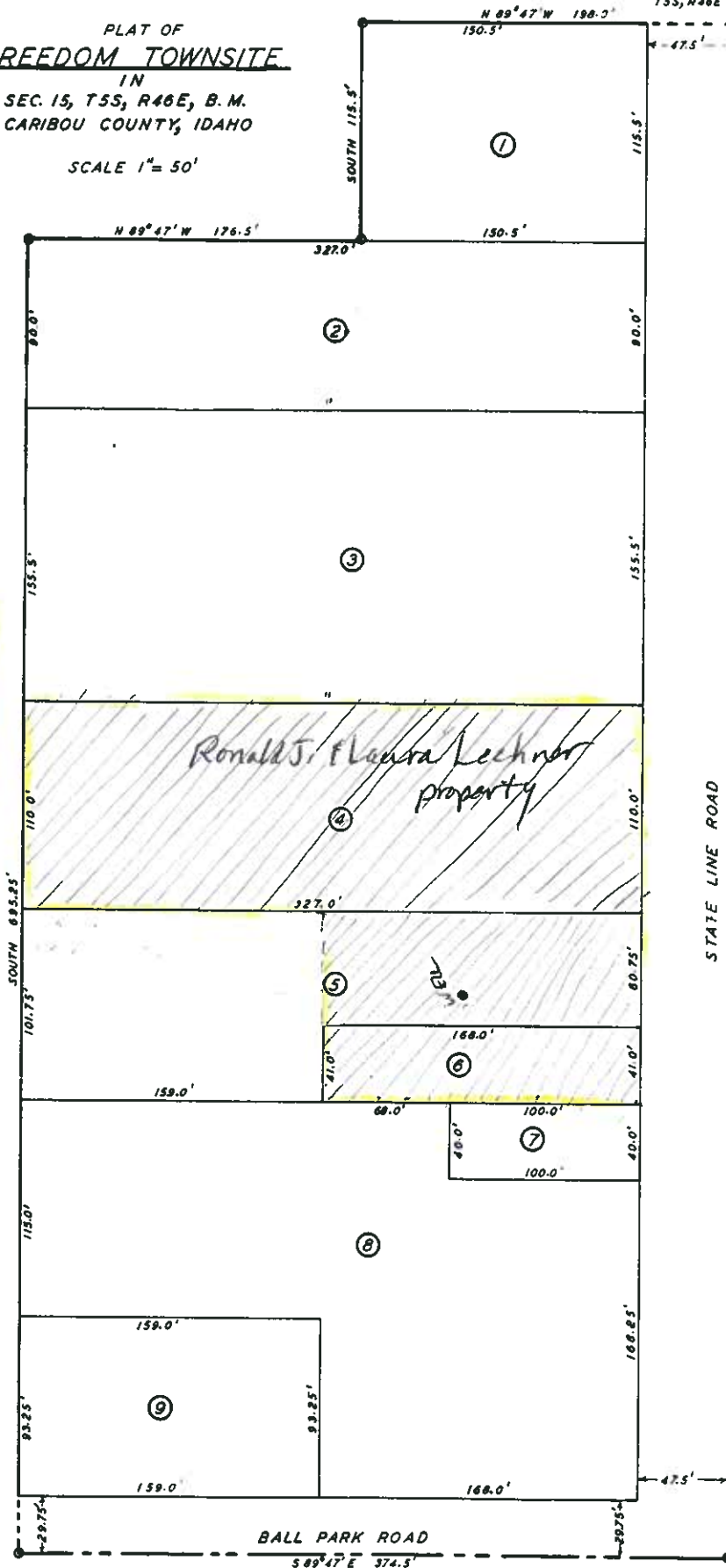
Tract in Lots 5 and 6 of the Freedom Townsite more particularly described as follows: Beginning at the Southeast Corner of said Lot 6 of said Townsite and running;
thence North 89°47' West along the South line of said Lot 6,
167.00 feet;
thence North 101.75 feet to a point in the North line of said Lot 5;
thence South 89°47' East along last said line, 167.00 feet to the Northeast corner of said Lot 5;
thence South 101.75 feet to the Point of Beginning.



PLAT OF
FREEDOM TOWNSITE
IN
SEC. 15, T55, R46E, B.M.
CARIBOU COUNTY, IDAHO

SCALE 1" = 50'

NE COR. OF TOWNSHIP
T55, R46E
BRASS CAP MARKED: T45
S34
CC 53
T55
R46E WYO.



CARIBOU COUNTY ABSTRACT CO.
SODA SPRINGS, IDAHO
While this is a photographic reproduction of the recorded plat, the Company assumes no liability for variations, if any, with a re-survey.

- ④ Vacant
- ⑤ General Store in front, Home in Rear
- ⑥ Billiards

LEGEND
① — LOT NUMBER
— 5/8" Ø STEEL ROD 30" LONG

IDAHO-WYOMING STATE BOUNDARY LINE

SE COR. SEC. 15
BRASS CAP MARKED: CC T55
S22
R46E WYO.



State of Idaho

DEPARTMENT OF WATER RESOURCES

15 West Center Street, Soda Springs, ID 83276

Phone: (208) 547-3993 Fax: (208) 547-3939 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Ronald J. Lechner
PO Box 256
Freedom, WY 83120-0256

November 18, 2005

Re: Snake River Basin Adjudication (SRBA)
Claim: 24-10045

Subject: Warranty Deed

Response Date: December 2, 2005

COPY

Dear Claimant(s);

In reviewing your claim number referenced above, we found that no warranty deed was ever sent in with the ownership change. There was a copy of "Exhibit A", but this does not give enough information.

Please submit a copy of your warranty deed by the above response date, so we can complete the review on this claim. If you have any questions not covered by this letter, please feel free to contact us at (208) 547-3993.

Thank you,

Pauline Bassett



State of Idaho

DEPARTMENT OF WATER RESOURCES

15 West Center Street, Soda Springs, ID 83276

Phone: (208) 547-3993 Fax: (208) 547-3939 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

15 March 2005

COPY

Ronald J. Lechner
P. O. Box 256
Freedom, WY 83120 0256

Re: Snake River Basin Adjudication (SRBA)
Claim 24-10045

Subject: EVIDENCE OF PRIORITY CLARIFICATION

Response Date: 25 MARCH 2005

Dear Claimant(s),

Thank you for returning the Notice of Change in Water Right Ownership form, a paper entitled "Exhibit A" and a copy of the Freedom Townsite with Lots 4, 5 and 6 outlined. The Exhibit A does not constitute sufficient evidence to support your claim for commercial and domestic use. We need a complete copy of the Warranty Deed.

According to the county assessor the front of Lots 5 and 6 contain commercial businesses, with a house located in the rear of Lot 5. Lot 4 is a vacant lot.

The claim was filed for commercial and domestic use. Water claimed for commercial use can only be used within the commercial building(s). Water designated for domestic use can be used within the house and to irrigate ½ of one acre. Lots 4, 5 and 6 total 1.21 acres. The drawing does not make it clear which portion of which lot will be designated as being irrigated with the domestic allotment. Please indicate on the drawing which portion of the lot(s) you intend to irrigate with the domestic allotment and return the copy to our office together with the complete Warranty Deed.

Please submit the documentation by the above response date referencing all documents with the corresponding Notice number. If you have any questions not covered by this please feel free to contact me at 547-3993.

Respectfully,

Barbara Payne

Enclosure:
Freedom Townsite Drawing



State of Idaho

DEPARTMENT OF WATER RESOURCES

15 West Center Street, Soda Springs, ID 83276

Phone: (208) 547-3993 Fax: (208) 547-3939 Web Site: www.idwr.state.id.us

24 February 2005

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Ronald J. Lechner
P. O. Box 256
Freedom, WY 83120 0256

COPY

SECOND REQUEST

Re: Snake River Basin Adjudication (SRBA)
Claim 24-10045

Subject: CHANGE IN OWNERSHIP & EVIDENCE OF PRIORITY

Response Date: 9 March 2005

Dear Claimant(s),

We have been advised that you are the current owner of the property and water right referenced above. Before we can modify our records to reflect your ownership of the property, we need Form 42-248/42-1409(6) completed, signed and returned. I have enclosed the form for your convenience.

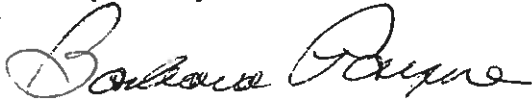
In the adjudication review process there is no filing fee. However, we will need a copy of the plat, survey map or aerial photo with the appropriate area marked **and** a copy of the warranty deed.

For your reference, I have enclosed the brochure entitled "Evidence of Priority". The brochure describes the types of evidence required and suggests which documents will

fulfill this requirement. While I encourage you to read the entire pamphlet, I direct your attention to the two sections entitled "What Kind of Evidence is Required" and "Some examples of Documents Which May Be Evidence of the Priority Date". We have a copy of the U.S. Patent to Emil Hanson dated 15 December 1902. We need a copy of documentation supporting the chain of ownership from Emil Hanson to you as the current owner.

Please submit the documentation by the above response date referencing all documents with the corresponding Notice number. If you have any questions not covered by this letter or the enclosed brochure, please feel free to contact me at 547-3993.

Respectfully,

A handwritten signature in cursive script, appearing to read "Barbara Payne".

Barbara Payne

Enclosure:

Form 42-248/42-1409(6) "Change in Water Right Ownership"
Evidence of Priority brochure

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

15 West Center Street
Soda Springs, Idaho 83276

Return Service Requested



LECH214 832542003 1803 07 10/22/04
FORWARD TIME EXP RTN TO SEND
: LIBERTY HEALTH SERVICES- RON LECHNER
PO BOX 255
FREEDOM WY 83120-0256

RETURN TO SENDER

Box 256
Freedom WY 83120

832542003



IMPORTANT
WATER RIGHT
INFORMATION





State of Idaho

DEPARTMENT OF WATER RESOURCES

15 West Center Street, Soda Springs, ID 83276

Phone: (208) 547-3993 Fax: (208) 547-3939 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

19 October 2004

Ronald J. Lechner
214 Hymas Lane
Liberty, ID 83234

COPY

Re: Snake River Basin Adjudication (SRBA)
Claim 24-10045

Subject: CHANGE IN OWNERSHIP & EVIDENCE OF PRIORITY

Response Date: 17 November 2004

Dear Claimant(s),

We have been advised that you are the current owner of the property and water right referenced above. Before we can modify our records to reflect your ownership of the property, we need Form 42-248/42-1409(6) completed, signed and returned. I have enclosed the form for your convenience.

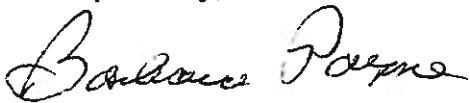
In the adjudication review process there is no filing fee. However, we will need a copy of the plat, survey map or aerial photo with the appropriate area marked and a copy of the warranty deed.

For your reference, I have enclosed the brochure entitled "Evidence of Priority". The brochure describes the types of evidence required and suggests which documents will fulfill this requirement. While I encourage you to read the entire pamphlet, I direct your attention to the two sections entitled "What Kind of Evidence is Required" and "Some examples of Documents Which May Be Evidence of the Priority Date". We have a copy of the U.S. Patent to Emil Hanson dated 15 December 1902. We need a copy of documentation supporting the chain of ownership from Emil Hanson to you as the

current owner.

Please submit the documentation by the above response date referencing all documents with the corresponding Notice number. If you have any questions not covered by this letter or the enclosed brochure, please feel free to contact me at 547-3993.

Respectfully,

A handwritten signature in cursive script that reads "Barbara Payne".

Barbara Payne

Enclosure:

**Form 42-248/42-1409(6) "Change in Water Right Ownership"
Evidence of Priority brochure**



State of Idaho

AUG 0 1 2001

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - FAX: (208) 525-7177

EASTERN REGION

DATE: SEPTEMBER 14, 1994

CECIL D. ANDRUS
GOVERNOR
KEITH HIGGINSON
DIRECTOR

RECEIVED

OCT 28 1994

Department of Water Resources
Eastern District Office

A24-10045
JOHN BAUGH
TRACEY BAUGH
BOX 157
FREEDOM

WY 83120

RE: EVIDENCE OF PRIORITY

Dear Claimant(s):

The Notice(s) of Claim identified with the number shown above in the "address" label and at the "end" of this letter (if there are more than one) has been filed in the Snake River Basin Adjudication (SRBA). The Notice indicates water usage is based on "Beneficial Use". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed, at or on the place of use identified on the Notice. The date the water was first put to use, known as the priority date, has not been confirmed by a License, Decree, or Permit. For this reason, proof must be provided supporting the priority date. As the claimant, you are responsible for submitting the necessary proof to support the priority date.

It is important that each element of the Notice be substantiated. For instance, regarding claims for irrigation, the evidence should tend to show that diversion works were in place, that they were capable of diverting the claimed diversion rate, and that the diverted water was beneficially used on the entire claimed place of use on or before the claimed priority date.

For your reference, I have provided a printout of your Notice and the pamphlet entitled "Evidence of Priority". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement. While I encourage you to read all of the pamphlet, I direct your attention to the two sections entitled "What Kind of Evidence is Required" and "Some examples of Documents Which May Be Evidence of the Priority Date".

MICROFILMED

NOV 0 1 1994

EVIDENCE OF PRIORITY
Page - 2 -

It is our goal to recommend historical water rights within the Snake River Basin as accurately as possible. Field exams to verify other items of the Notice have been or soon will be conducted by Department personnel.

The Department can not recommend the Notice be decreed by the court if no evidence of a priority data is submitted.

Please submit the documentation supporting the priority date by OCTOBER 31, 1994, referencing all documents with the corresponding Notice number. If you have any questions not covered by this letter or the enclosed pamphlet, please contact this office.

Respectfully submitted,



Dave Carlson
Water Right Agent, Adjudications

DC:jt

File: To Claim

Enclosure: Brochure on "Evidence of Priority"
Proof Report

Additional water rights needing documentation:

MICROFILMED
NOV 07 1996

A24-1004
ENTRY NO. 3

RECEIVED

OCT 28 1994

Department of Water Resources
Eastern District Office

SHEET NO. 3
INSTRUMENT NO. 3962.

UNITED STATES OF AMERICA,
GRANTOR,

TO

EMIL HANSON,

GRANTEE.

— P A T E N T . —

Dated: December 15th 1902.
Recorded: August 16th 1922
at 10:15 o'clock A. M.
in Book "1" of Patents
page 425.
Consideration--Full payment.

The claim of Emil Hanson has been established and duly consummated,
in conformity to law, for the

Lots numbered three and four of Section fifteen and the lots
numbered one and two of Section twenty two in Township five
South of Range forty six, East of the Boise Meridian, in Idaho,
containing one hundred and eighty one acres and ten hundredths
of an acres, according to the Official Plat of the Survey of
the said land, returned to the General Land Office by the Sur-
veyor General,

subject to any vested and accrued water rights for mining, agricultural,
manufacturing, or other purposes, and rights to ditches and reservoirs used
in connection with such water rights, as may be recognized and acknowledged
by the local customs, laws, and decisions of courts, and also subject to
the right of the proprietor of a vein or lode to extract and remove his
ore therefrom should the same be found to penetrate or intersect the prem-
ises hereby granted, as provided by law. And there is reserved from the
lands hereby granted, a right of way thereof for ditches or canals construc-
ted by the authority of the United States.

Signed: By the President: T. Roosevelt.

By: T. M. McKean, Secretary.

C. H. Burch, Recorder of the General Land Office.

U. S. General Land Office Seal affixed.

o o o o o

MICROFILMED

NOV 0 / 1990

CARIBOU COUNTY ABSTRACT COMPANY

SODA SPRINGS, IDAHO

A24-1004

OCT 28 1994

Board of Control of the State of Wyoming,
Department of Water Resources
Eastern District Office

CERTIFICATE OF WATER APPROPRIATION

Dated: March 29, 1957.

Filed: July 29, 1957 at 9:58 A. M.

Instrument No. 39,570

Recorded: Book 1 of Water Locations, at page
220, records of Caribou County, Idaho.

WHEREAS, Roy Keeler has presented to the Board of Control of the State of Wyoming of the appropriation of water from Salt River, tributary of Snake River through the Idaho Enl. Freedom Canal under Permit No. 5832 Enl. for stock use and for irrigation of the lands herein described, lying and being in Caribou County, Idaho.

NOW KNOW YE, That the said State Board of Control, under the provisions of the Statutes of Wyoming, has, by an order duly made and entered on the 29th day of March, A. D. 1957, in Order Record No. 13, Page 348, determined and established the priority and amount of such appropriation as follows:

Name of Appropriator: Roy Keeler; Post Office Address: Freedom, Wyoming; Date of Appropriation August 5, 1933; Total Acreage 2.93 acres; Amount of Appropriation 0.04 cfs; Description of land to be irrigated and for which this appropriation is determined and established:

TWP.	RANGE	SEC.	
5S	46 E.B.M.	17	0.78 Ac. Tract 5 of Lot 3; (AND OTHER LANDS)

The right to water hereby confirmed and established is limited to irrigation and stock use and the use is restricted to the place where acquired and to the purpose for which acquired; rights for irrigation not to exceed one cubic foot of water per second for each seventy acres of land for which the appropriation is herein determined and established, except when there is surplus water in stream as provided by Sections 71-216 to 71-224, Wyoming Compiles Statutes, 1945.

IN TESTIMONY WHEREOF, I, L. C. BISHOP, President of the State Board of Control, have hereunto set my hand this 29th day of March, A. D. 1957, and caused the seal of said Board to be hereunto affixed.

Attest: Earl Lloyd Ex-Officio Secretary

L. C. Bishop President

(SEAL)

(DOCUMENT BEARS NO ACKNOWLEDGMENT).

---0---

MICROFILMED

NOV 11 1950



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

September 7, 1990

Mr. & Mrs. John Baugh
Box 157
Freedom, WY 83120

RE: Snake River Basin Adjudication (SRBA)
Caribou County - #A24-10045
Receipt #E012114 - \$30.00

RECEIVED

SEP 11 1990

Department of Water Resources
Eastern District Office

Dear Mr. & Mrs. Baugh:

An overpayment of your filing fees has been brought to our attention on your above claim in the amount of \$30.00. The refund process has been initiated with the State Auditor's Office, and you should receive your check in the near future.

Sincerely,

John C. Carlson
John C. Carlson
Adjudication Supervisor

JDC:sf:ref:east

MICROFILMED

NOV 06 1992

TO: Debbie Allen

FROM: D. Shaff *9.06-90*

DATE: *4-13-90*

RE: Receipt *E012114* Refund *Yes*

Please process a refund of \$ *30.00* to:

*Tracy or John Baugh
Box 157
Freedom, WY 83120*

*A24-10045
(overpm+.)*

*logged,
- Not refunded 8-28-90.*

Post marked 2/14/90, due 2/15/90

Filing as Dom. vs. commercial, 42-111B.

*As the dept. appears to have initiated
the action it is an overpayment Memo # 25 7/6/90.
OK to refund per Elnette memo. 9 9/4/90.*

fiscal 7-7-90

MICROFILMED
NOV 6 1992

WHITE - State Auditor
YELLOW - Remittance Advice
PINK - State Auditor then Agency
GOLDENROD - Agency Copy

EXPENDITURE VOUCHER

AUDITOR USE

STATE OF IDAHO
Office of State Auditor

AGENCY USE

2734
Date 09/12/90
Code 193002

VENDOR: If you require additional information regarding this payment, please contact the State agency listed below.

AGENCY NAME

DEPT. OF WATER RESOURCES

Document No.	
Pre-Audit	Date
Warrant No.	

CHECK ONE:

(1) MISCELLANEOUS EXPENDITURE
() STATE CONTRACT

PAY

TRACY OR JOHN BAUGH
BOX 157
FREEDOM WY 83120

TO

() PURCHASE ORDER

PAYMENT: () PARTIAL () FINAL

Encumbrance Reference No.

() MISCELLANEOUS
ENCUMBRANCE REQUISITION

LINE No.	PROGRAM	FUND	ACCT.		DESCRIPTION	LINE AMOUNT	AGENCY USE
			Maj	Min			
1	04 10 162	9337	8831		REFUNDS PER D. SHAFF WR #A24-10045 4/13/90 30.00	30.00	
TOTAL						30.00	

NOTE: Final payment must be accompanied by a receiving copy

TO STATE AUDITOR

Request is hereby made that a warrant be authorized and drawn in payment of the item or items described above. I hereby certify that the items described were ordered by proper authority; that they are necessary in the public service, that the items have been received and accounted for, and that the account as stated is correct and just.

AUDITOR'S CERTIFICATE

I hereby certify that the above account is in proper form; that totals carried hereon are correct; that receipts when required by law or regulation of the State Board of Examiners covering items for which reimbursement is asked are submitted herewith; and that there are funds in the state treasury and balances in appropriation accounts out of which the same may be lawfully paid.

Date

Head of Agency or Institution

State Auditor

4/11/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME

Baugh

CLAIM I

T. NO.

A24-10045

DATE RECEIVED

2/20/90

CK #

AMOUNT \$

YES

NO

Required Info?

1. Is the name and address complete with zip code? ☒ YES ☐ NO *
2. Is a priority date entered? ☒ YES ☐ NO *
- Is the priority date acceptable in view of mandatory filing dates?
See Adjudication Memos #1 and #4 to determine if a Permit is required. ☒ YES ☐ NO *
3. (a) Is a source entered? ☒ YES ☐ NO *
- (b) Is a tributary to entered? (if required) ☐ YES ☒ N/A ☐ NO *
4. Is the legal description of the p.d. sufficient? ☒ YES ☐ NO *
5. Is there a description of the diverting works? ☒ YES ☐ NO *
6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. ☒ YES ☐ NO *
- Is the period of use included? ☒ YES ☐ NO *
- Is a quantity claimed for each use? ☒ YES ☐ NO *
7. Is a total quantity claimed entered? ☒ YES ☐ NO *
8. If required is a consumptive use entered? ☐ YES ☒ N/A ☐ NO *
- Is the consumptive use correct? ☐ YES ☒ N/A ☐ NO *
9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. ☐ YES ☒ N/A ☐ NO *
10. Is (are) the place(s) of use and purpose(s) indicated? ☒ YES ☐ NO *
11. Is (are) the county(ies) entered? ☒ YES ☐ NO *
12. Is the ownership of p.u. checked? ☒ YES ☐ NO *
13. Are other water rights listed or "none" indicated? ☒ YES ☐ NO *
14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) ☐ YES ☒ N/A ☐ NO *
15. Is the basis of the claim indicated? ☒ YES ☐ NO *
16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) ☐ YES ☒ N/A ☐ NO *
17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. ☐ YES ☒ NO *
18. Has the claim been signed, sealed, and dated by a notary? ☐ YES ☒ NO *
19. Was this claim filed on time, or was an extension granted? ☐ YES ☒ NO *
20. Is the fee enclosed correct? ☐ YES ☒ Exempt ☐ NO *
21. If this claim is based on an existing water right, has the identification number been entered? ☐ YES ☒ N/A ☐ NO *
22. Should this claim be data entered? ☐ YES ☒ NO

Claim checked by:

DC

Date:

3/2/90

Claim must be returned to claimant:

(Yes) ☒ (No) ☐

Claimant must be notified of modifications:

(Yes) ☒ (No) ☐

Receipt Prepared by:

Date:

Claim data entered by:

Date:

Sent to claimant by:

Date:

Checked by:

Date:

Comments:

RECORDED

NOV 06 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 - (208) 525-7161

EASTERN REGION

INTERDEPARTMENT MEMORANDUM

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

TO: Debbie Allen, Manager Fiscal Department
through Don Shaff, Manager Technical Support
FROM: Ernest Carlsen, Adjudications Supervisor
DATE: February 22, 1990
REFUND TYPE: Overpayment

RECEIVED
FEB 26 1990

Claimant's Name: Tracy/John Baugh
Address: Box 157, Freedom, WY 83120
Receipt Number: E012114
Water Right Number: A24-10045
Uses Claimed: Domestic/Commercial
Fees Submitted: \$55.00

Department of Water Resources

Uses as described on Notice of Claim A24-10045 indicate the use to be for home and store that is a part of the home. Appropriate use should be indicated as Domestic rather than Commercial. Claimant, therefore, is due a refund of \$30.00, and claim A24-10045 will be filed as Domestic at \$25.00.

Jo Thompson

REPROFILMED
NOV 06 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 - (208) 525-7161

EASTERN REGION y 22, 1990

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

John and Tracy Baugh
Box 157
Freedom, WY 83120

RE: Notice of Claim A24-10045

Dear Mr. and Mrs. Baugh:

The Notice of Claim for your domestice well and Check #6399 for \$55.00 have been received by the Department. The Notice has been assigned A24-10045 and Receipt E012114 issued to record payment of the filing.

A review of the Notice revealed the store for which you claimed a commercial use is in the same building as your residence. Consequently, use of water in the store is included in the "domestic" use, reducing the filing fee from \$55.00 to \$25.00. A \$30.00 overpayment is, therefore, shown on the receipt.

Steps to refund this money have already been initiated. You should receive it shortly after the first of March.

Respectfully submitted,

Ernest Carlsen
Adjudications Supervisor

EC:jt

MICROFILMED
NOV 06 1992

RECEIPT
For Monies Paid
to the
IDAHO DEPARTMENT OF WATER RESOURCES

Receipt No: 3012114

Date: 02/21/90
Time: 10:40:43

Received

From: BAUGH, TRACY/JOHN

Type of Payment	Program Acct Class	Amount
ADJUDICATION FEE	0410162 9337 6490	\$25.00
OVERPAYMENT	0410162 9337 6490	\$30.00
	Total	\$55.00

CHECK 6395

WR/NO: A24-10045

Idaho Department of Water Resources

Region: EASTERN

Signature: T. Thompson

Tracy Baugh
Box 157
Freedom, WY 83120

MICROFILMED
NOV 06 1992

24-10045

~~Ronald Lechner~~
JOHN BAUGH

No Layout Needed

Domestic

09/08/2006

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 24-10045

NAME AND ADDRESS: JOHN BAUGH
PO BOX 157
FREEDOM WY 83120

TRACEY BAUGH
PO BOX 157
FREEDOM WY 83120

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.040 CFS

The quantity of water under this right for domestic use shall not exceed 13,000 gallons per day.

PRIORITY DATE: 03/13/1914

POINT OF DIVERSION: T05S R46E S15 NENWSE Lot 3 Within CARIBOU County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.040 CFS

Domestic use is for 1 home.

PLACE OF USE: DOMESTIC Within CARIBOU County

T05S R46E S15 Lot 3 NWSE

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

The quantity of water decreed for this water right for domestic use is not a determination of historical beneficial use.

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Parcel No. 12050

COPIED
AUG 06 2001

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A24-10045
Date Received: 3/02/1990
Receipt No: E012114
Received By: _____

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name: JOHN BAUGH 208-873-2561
Address: BOX 157
FREEDOM, WY 83120
OR
Name: TRACEY BAUGH 208-873-2561
Address: BOX 157
FREEDOM, WY 83120

2. Date of Priority: MAR 13, 1902-1914

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
05S	46E	15	NW	NE	SE	3	CARIBOU

5. Description of diverting works:
WELL/PUMP 40 FEET DEEP TO HOME

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
COMMERCIAL	01/01	12/31	0.010		
DOMESTIC	01/01	12/31	0.040		

7. Total Quantity Appropriated is:
0.050 C.F.S. (and/or) A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/ ONE HOME C /STORE ON FIRST FLOOR

A24-10045

Page 1

Date: 03/02/90

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NOV 06 1992

A2410045



10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
05S	46E	15	NE SE		DOMEST COMMER	

11. Place of use in counties: CARIBOU

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number

A24-10045

Date Received

Post Marked Feb 14, 1990.

Receipt Number

EO 12114/40

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

FEB 20 1990

Department of Water Resources
Eastern District Office

Please type or print clearly

1. Name of Claimant (s) John ^{AND SISTER} Tracey Baugh Phone (208) 873-2561

Mailing Address

BOX 157 FREEDOM, WYOMING

Zip

831202. Date of Priority (Only one (1) per claim) MARCH 13, 19023. Source of water supply (a) GROUNDWATER

which is tributary to (b) _____

4. a. Location of existing point of diversion is: Township 5 SOUTH Range 46 EAST Section 15,
N.W 1/4 of N.E. 1/4 of S.E. 1/4, Govt. Lot, 3 B.M., County of CARIBOU

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well.WELL, 6" CASING, 40' DEEP, 3/4 H.P. JET PUMP,
PIPE TO HOUSE

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NOV 26 1992

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For DOMESTIC purposes from 1-1 to 12-31 amount .04 or _____
For COMMERCIAL purposes from 1-1 to 12-31 amount .01 or _____
For _____ purposes from _____ to _____ amount _____ or _____
For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .05 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is _____ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) DOMESTIC 1 HOME AND POWNSTAIRS IS A STORE

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
55	46 E	15													DC				

Total number of acres irrigated 0

11. In which county (ies) are lands listed above as place of use located? CARIBOU

12. Do you own the property listed above as place of use? Yes X No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.

or None (X)

14. Remarks:

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NOV 06 1992

Last Name _____ Ident No. _____

Copies: White -State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use X Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number _____
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read, and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments _____

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) John A. Baugh

Date 2-14-90

Date _____

For Organizations: I do solemnly swear or affirm that I am _____

Title _____

of _____, that I have signed the foregoing

Organization

document in the space below as _____

Title

of _____

Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____

Date _____

State of Idaho/or Wyoming)
County of Lincoln) SS.

Subscribed and sworn (or affirmed) before me this 14th day of February 19 90

Notary Public

Sharon E Urbanik

Residing at

Lincoln County Wyoming

My Commission Expires

May 22, 1993

Please Print Name



17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

Last Name _____ Ident. Number _____

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NOV 06 1992
Copies White-State, Yellow-Claimant

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JOHN BAUGH	03/13/1902	COMMERCIAL	01-01 12-31	0.01 CFS	
C	TRACEY BAUGH		DOMESTIC	01-01 12-31	0.04 CFS	
	BOX 157					
	FREEDOM WY 83120					
	(208) 873-2561					
			TOTAL DIVERSION:		0.05 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion:

T05S R46E S15 Lot03(MWNESE)

CARIBOU County

Place of use Legal Description for: COMMERCIAL

NE	NW	SW	SE
T R S : Lt Ac Lt Ac Lt Ac Lt Ac : Lt Ac Lt Ac Lt Ac Lt Ac : Lt Ac Lt Ac Lt Ac Lt Ac : Lt Ac Lt Ac Lt Ac Lt Ac			
05S 46E 15 :			C

Place of use Legal Description for: DOMESTIC

NE	NW	SW	SE
T R S : Lt Ac Lt Ac Lt Ac Lt Ac : Lt Ac Lt Ac Lt Ac Lt Ac : Lt Ac Lt Ac Lt Ac Lt Ac : Lt Ac Lt Ac Lt Ac Lt Ac			
05S 46E 15 :			

POU County: CARIBOU

Non-Irrigation Uses: D/ ONE HOME C /STORE ON FIRST FLOOR

Other Rights: NONE

Dates: Exam Made Date:

Verified Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

RECEIVED
OCT 28 1994
Department of Water Resources
Eastern District Office